

MINUTES

UTAH SOCIAL WORK BOARD MEETING

August 2, 2007

**Room 475 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:05 A.M.

ADJOURNED: 2:33 P.M.

Bureau Manager:
Board Secretary:

Noel Taxin
Karen McCall

Board Members Present:

Tammer M. Attallah
Joyce Stowe-St. Clair
Patsy J. Smith
Jean V. McAfee
Mark de St. Aubin
Andrew Johnston
Dennis R. Frandsen

DOPL Staff Present:

David Stanley, Division Director

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Swearing in of Andrew Johnston as a Board Member

Ms. Taxin conducted the swearing in of Andrew Johnston as a Board member.

Board members and Division staff introduced themselves and welcomed Mr. Johnston.

FYI

Ms. Taxin acted as Board Chairperson until a formal Chairperson has been designated.

MINUTES:

The minutes from the May 17, 2007 Board meeting were read.

Ms. Smith made a motion to approve the minutes with minor revisions. Ms. McAfee seconded the motion. The Board vote was unanimous.

The minutes from the June 7, 2007 Board meeting were read.

Mr. Frandsen made a motion to approve the minutes with minor revisions. Ms. Smith seconded the motion. The Board vote was unanimous.

The minutes from the July 12, 2007 Board meeting were deferred to the September 13, 2007 Board meeting.

APPOINTMENTS:

10:00 A.M.

Robert Marshall, Probationary Interview

Mr. Marshall met for his probationary interview.

Mr. de St. Aubin conducted Mr. Marshall's interview.

Mr. de St. Aubin introduced the new Board member, Andrew Johnston.

Mr. de St. Aubin requested Mr. Marshall to update the Board regarding his employment.

Mr. Marshall responded that he is still employed at Lost and Found. He stated that Lost and Found has had difficulty retaining clients but they do have one at this time.

Mr. de St. Aubin asked how long Mr. Marshall has been employed at Lost and Found.

Mr. Marshall responded that he was hired about a year ago and has worked there about 6 months.

Mr. de St. Aubin asked how long Mr. Marshall has been doing therapy at Lost and Found.

Mr. Marshall responded that he has only been doing therapy at Lost and Found for about 2 months.

Mr. de St. Aubin asked Mr. Marshall who is supervising him.

Mr. Marshall responded that Dennis Budd is his supervisor.

Mr. de St. Aubin asked Mr. Marshall to please explain the supervision as Dennis Budd notified the Division that he can't supervise Mr. Marshall due to a conflict of Mr. Budd working at another agency.

Mr. Marshall responded that Mr. Budd did obtain employment elsewhere and that agency won't allow Mr. Budd to supervise him.

Ms. Taxin voiced frustration as Mr. Marshall has said Mr. Budd is his supervisor and Mr. Budd has informed the Board/Division that he is not supervising Mr. Marshall. Ms. Taxin stated that Mr. Marshall needs to be honest in his responses to the Board. She stated that Mr. Marshall's Stipulation and Order requires him to be working as a mental health therapist 40 hours a week. Ms. Taxin asked Mr. Marshall if he is working that many hours.

Mr. Marshall responded that he is not working as a mental health therapist 40 hours a week. He stated that he went to Mr. Budd several months ago and asked if Mr. Budd would be his supervisor. Mr. Marshall stated that Mr. Budd agreed to be his supervisor and then became employed at another agency and can no longer be his supervisor.

Ms. Taxin asked if Mr. Marshall ever met with Mr. Budd in a supervision setting.

Mr. Marshall responded that they met once.

Mr. Attallah reminded Mr. Marshall that he was requested to submit information from Mr. Budd regarding Mr. Budd agreeing to supervise. Mr. Attallah stated that Mr. Marshall never submitted that information.

Ms. Taxin stated that part of the issue is not Mr. Budd's responsibility. She stated that it appears that Mr. Marshall is not taking his probation seriously and is working without any supervision.

Mr. Marshall responded that he cannot make Mr.

Budd submit information to the Board. He stated that after his last appointment he asked Mr. Budd to fax a letter to Ms. Taxin confirming that he had read the Stipulation and Order and would supervise him. Mr. Marshall stated that Mr. Budd agreed to write and fax the letter. Mr. Marshall stated that Ms. Taxin called him regarding the letter and he called Mr. Budd who faxed the report to Ms. Taxin.

Ms. Taxin reminded Mr. Marshall that he is required to meet weekly with his supervisor and the weekly meetings are to be in person.

Mr. Marshall responded that he has only met with the client 4 or 5 times so he called Mr. Budd instead of meeting in person.

Ms. Taxin asked why Mr. Budd has not written to the Board/Division to report that Mr. Marshall has only one client that the agency is not busy and Mr. Marshall sees the client once a week. She stated that Mr. Budd should know what Mr. Marshall has been doing as he was working at the same agency.

Mr. Marshall responded that clients are not coming to the agency as they had planned.

Mr. de St. Aubin asked how many hours a week Mr. Marshall is working at the agency.

Mr. Marshall asked if Mr. de St. Aubin was asking how many hours a week he is working at the agency doing mental health therapy.

Mr. de St. Aubin responded that he was asking how many hours a week Mr. Marshall is doing mental health therapy at Lost and Found. He asked Mr. Marshall to also respond regarding what other types of duties he is doing at Lost and Found and how many hours a week his doing the other duties.

Mr. Marshall responded that he had one client and has done some substance abuse counseling. He stated that he is no longer working with Lost and Found.

Mr. Frandsen stated that from Mr. Marshall's

comments it appears Mr. Marshall is not working anywhere and when working as a mental health therapist is not being supervised by Dennis Budd.

Mr. Marshall responded that he talks with Mr. Budd about once a week.

Mr. de St. Aubin stated that it sound like things are dissolving for Mr. Marshall in many different ways at Lost and Found. He stated that Mr. Marshall's responses appear to be kind of perfunctory. He stated that Mr. Marshall answers the specific question but is not giving any additional information regarding the whole picture. Mr. de St. Aubin stated that it sounds like Mr. Marshall's life is in disarray. Mr. de St. Aubin voiced concern about Mr. Marshall and how he and his situation relate to his probation and his appointments with the Board. He asked Mr. Marshall to please give more details.

Mr. Attallah asked that the details be specific as they relate to Mr. Marshall's Stipulation and Order.

Mr. de St. Aubin stated that Mr. Marshall should address the 3 items that he is out of compliance with, such as his employer's letter.

Mr. Marshall responded that he has the letter. Mr. Marshall tossed the letter on the Board table.

Ms. Taxin asked Mr. Marshall why he did not give the letter to the Board up front when he arrived and not just toss it out now.

Mr. Marshall did not respond.

Mr. de St. Aubin acknowledged that the employer letter was presented to the Board. He then stated that Mr. Marshall is still out of compliance with 2 major areas of his Stipulation and Order.

Mr. Marshall responded that his employer at Lost and Found had said the same letter had been sent. He stated that he asked them to resend the letter and he

guessed they never did. Mr. Marshall stated that there was no date on the letter as he did not know what date he should put on the letter. He stated that his employer gave him the letter 2 or 3 months ago and he has held it in his files.

Mr. de St. Aubin asked if Mr. Marshall was practicing under supervision.

Mr. Marshall responded that he has not practiced under supervision since being at Lost and Found. He stated that he informed his employer they would need to find him a supervisor.

Mr. Attallah asked Mr. Marshall if he is employed at Lost and Found.

Mr. Marshall responded that he is terminating his employment as a therapist.

Mr. Attallah asked if Mr. Marshall will be employed at Lost and Found in another capacity.

Mr. Marshall responded that he will be employed as a shift leader on week-ends at Lost and Found.

Mr. de St. Aubin asked the Board if they were going to continue to ask questions that Mr. Marshall could answer with a yes or no or if they should ask him to talk and give all information to the Board.

Mr. Attallah stated that he would like to know what Mr. Marshall is doing in relation to his Stipulation and Order and where he is working.

Mr. Marshall responded that he met with Mr. Budd once or twice and then Mr. Budd told him he would need to find another supervisor. Mr. Marshall stated that he called Mr. Budd several time and also went to Mr. Budd's home to meet.

Mr. Marshall stated that he has seen one client 4 or 5 times for mental health therapy.

Mr. Attallah clarified that Mr. Marshall saw Mr.

Budd a couple of times for supervision and has conducted mental health therapy 4 or 5 times with a client.

Mr. Marshall confirmed that Mr. Attallah was correct.

Ms. Taxin asked Mr. Marshall to explain his supervision.

Mr. Marshall responded that he and Mr. Budd talked about where the client came from, the client's substance abuse issues and defiance. He stated that he and Mr. Budd talked about an hour at Mr. Budd's home in the garage and over the phone once.

Mr. Frandsen commented that it sounds like Mr. Marshall does not know what direction he is going to take as he is not doing therapy.

Mr. Marshall responded that he could not answer Mr. Frandsen because Del Mortensen, an investigator, came to visit him and stated a case was filed against him.

Ms. Taxin stated that even if an investigator files something Mr. Marshall is currently on an agreement with the Division/Board and he has not fulfilled that agreement. Ms. Taxin stated that Mr. Marshall has full license to practice with supervision and that has not changed. Ms. Taxin reminded Mr. Marshall that his original Order was amended to accommodate his request for a mental health therapist to supervise him instead of requiring a Licensed Clinical Social Worker to be his supervisor. She stated that supervision means that there is someone to support and help him with his probation. Ms. Taxin stated that meeting at Mr. Budd's home is not appropriate for supervision. She stated that Mr. Budd should have been coming to Lost and Found, reviewing Mr. Marshall's files, watching him in therapy sessions and helping him.

Mr. de St. Aubin stated that it appears that Mr. Marshall and Mr. Budd had some type of casual agreement and not the legal agreement the

Stipulation and Order requires. He voiced concern regarding the supervision agreement. He stated that a formal agreement is an important part of Mr. Marshall's supervision as is the letter stating the current employer is aware of the Stipulation and Order. Mr. de St. Aubin again stated that Mr. Marshall is out of compliance. He stated that, given Mr. Marshall's performance in meeting the Stipulation and Order requirements, the Board is questioning if the public is safe regarding Mr. Marshall's practice.

Mr. Attallah asked Mr. Marshall if he had anything else to discuss with the Board or make the Board aware of regarding his Stipulation and Order and his non-compliance.

Mr. Marshall responded that he does not have a supervisor and does not see the need to find one as he has informed Lost and Found that he will no longer be a therapist at the facility. Mr. Marshall stated that he has talked with others who wonder what would be the point of finding a new supervisor for him to do therapy with the client for another 2 sessions.

Mr. de St. Aubin asked Mr. Marshall if he plans to seek employment elsewhere as a mental health therapist.

Mr. Marshall responded that he does not plan to seek employment anywhere as a mental health therapist. He stated that if Lost and Found wants him to do 2 more sessions with the client he has been seeing then he would do the 2 more sessions.

Mr. Frandsen asked Mr. Marshall if it is his intent to keep his license or if he wants to resign the license.

Mr. Marshall responded that he does want to keep the license if it is possible.

Ms. Taxin asked Mr. Marshall to explain why he would want to keep his license.

Mr. Marshall responded that he has been doing mental

health therapy for many years and he may want to do it again some time. He stated that it has been rewarding but difficult for him. Mr. Marshall stated that the Board encouraged him to find employment and keep the license. He stated that he still has at least 100 job applications from that time period. Mr. Marshall stated that he would like to retain his license and earn some money but he cannot support his family on \$7.00 an hour.

Ms. Taxin asked Mr. Marshall if he is employed somewhere else.

Mr. Marshall responded that he is employed with Home Depot installing floors.

Ms. Taxin commented that this is important and he is required to notify the Board/Division if he is employed anywhere other than Lost and Found.

Mr. de St. Aubin stated that Mr. Marshall withholds information and that makes it difficult for the Board to know what to ask and to know what to do regarding Mr. Marshall's probation. He stated that he would like the Board to discuss their options.

Mr. Attallah commented that Mr. Marshall has said what he wants to say. He stated that Mr. Marshall is currently seeing 1 client for 2 more sessions, he is not working in mental health therapy as his primary employment is at Home Depot and the Board does need to discuss their options.

Ms. Taxin commented that Mr. Marshall has said he has 2 more sessions with his client. She asked the Board for a recommendation regarding if Mr. Marshall can do the 2 sessions or should he close out the client now.

Mr. Attallah responded that Mr. Marshall should not practice without a supervisor. He stated that the client should be closed out immediately.

Ms. Smith responded that she agrees with Mr. Attallah as the public is at risk with Mr. Marshall

working without a supervisor.

Ms. Taxin informed Mr. Marshall that he will need to immediately inform his employer at Lost and Found and have the client transferred appropriately to another therapist.

Ms. McAfee asked Ms. Taxin to explain what it means that Mr. Marshall has worked an hour or 2 in mental health therapy.

Ms. Taxin responded that it appears that for 2 or 3 months Mr. Marshall has not really worked in mental health therapy. She stated that the time since April 2007 will not count toward his probation time as he is required to be working 40 hours a week as a mental health therapist under an appropriate supervisor.

Mr. Attallah reminded the Board that the next appointment is waiting and further discussion regarding Mr. Marshall will take place later today.

Ms. Taxin stated that Mr. Marshall must submit a supervisor name for approval if he intends to continue with any mental health therapy.

Mr. de St. Aubin asked if the Board will accept the letter from Mr. Marshall's employer.

Mr. Attallah and Ms. Taxin responded that the Board could accept the letter but it is not dated.

Mr. de St. Aubin stated that he is trying to be clear on what the Board will expect of Mr. Marshall at the next appointment.

Ms. Taxin responded that Mr. Marshall is not employed as a mental health therapist and if he becomes employed he will need to submit a letter from the employer and the supervisor regarding their having read the Stipulation and Order and their willingness to assist Mr. Marshall in meeting the requirements of his probation.

Ms. Taxin informed Mr. Marshall that his next

appointment will be October 4, 2007. She stated that he will need to let her know what he is doing and what he plans to be doing with his employment.

Mr. Marshall asked Ms. Taxin to explain what she means.

Ms. Taxin again reminded Mr. Marshall that his Stipulation and Order requires him to be working 40 hours a week in mental health therapy under an appropriate approved supervisor. She again stated that his employer and supervisor are required to read the Stipulation and Order and submit letters acknowledging they have read it and reports are required. She stated that Mr. Marshall is to notify the Board/Division of any change in employment and/or supervisor.

Mr. Marshall asked if he has put in enough time on his probation to be terminated from probation.

Ms. Taxin responded that he could not be considered for termination of probation at this time due to being out of compliance. She reminded him that he has changed jobs several time and been out of compliance much of the time. She stated that he needs to be meeting the requirements of his probation consistently to be considered for termination of his probation.

Ms. McAfee commented that Mr. Marshall informed the Board that he is not going to be looking for employment in mental health therapy in the near future. She asked if his probation time starts over if he comes back to the Board in 6 months and reports that he is working at an appropriate mental health therapy agency and has an appropriate supervisor.

Ms. Taxin responded that the Board/Division would need to discuss Mr. Marshall's options if he does notify the Board/Division that he is returning to the mental health therapy field.

Mr. de St. Aubin asked if the requirements of the

current Stipulation and Order stay in effect if Mr. Marshall is not working in mental health therapy.

Ms. Taxin responded that the current requirements do stay in place.

Mr. Marshall stated that he has been in compliance with his Stipulation and Order requirements for the last 3 years and has only been out of compliance the last few months.

Mr. Attallah asked Mr. Marshall if he understands what he needs to do to come into compliance.

Mr. Marshall responded that he does understand that he needs to be employed in a mental health therapy agency, have an appropriate supervisor, submit letters from the employer and supervisor and follow the requirements of his probation.

Mr. Marshall left the meeting.

Mr. Attallah apologized for interrupting. He stated that Mr. Marshall answered the questions asked of him and now the Board needs to discuss their options based on Mr. Marshall's responses.

Ms. Taxin informed the Board that a petition has been filed against Mr. Marshall. She stated that it appears he has made some decisions based on the petition. She stated that Mr. Marshall knows the process. Ms. Taxin stated that she and the Board have not approved for Mr. Marshall to reduce his mental health therapy hours. She stated that he has made the choice of not working as a mental health therapist and did not notify the Board/Division. She stated that Mr. Marshall has a responsibility to be honest and open with the Board and to communicate regarding his employment and his background information.

Mr. de St. Aubin commented that Mr. Marshall waited for the Board to ask the right questions and then responded only to those specific questions.

Mr. Attallah commented that Mr. Marshall is

currently licensed to practice.

Ms. Taxin responded that he is licensed and could still practice.

Mr. de St. Aubin responded that Mr. Marshall must practice with supervision.

Ms. Taxin stated that he is suppose to practice with supervision but has not had that supervision. She stated that Mr. Marshall is not abiding by the Order as he agreed. She stated that it appears he is not going to get a supervisor and is probably going to see his client 2 more times without supervision. She asked the Board if he is safe to do the 2 more sessions with his client.

Mr. Attallah responded that the Board and Ms. Taxin were very clear in informing Mr. Marshall not to do any mental health therapy without a supervisor.

Ms. Taxin stated that Mr. Marshall did not respond when he was informed.

Mr. Attallah stated that he is not comfortable with Mr. Marshall practicing as there is no accountability without a supervisor to check on him.

Mr. de St. Aubin asked if Mr. Marshall's comments have anything to do with the new petition.

Ms. Taxin responded that it is related but he has made some choices without communicating to the Board/Division. She stated that his mannerisms today indicate that he is anxious. Ms. Taxin requested the Board to sum up Mr. Marshall's appointment.

Mr. de St. Aubin identified the following points:

- 1. Mr. Marshall is out of compliance with his Stipulation and Order.**
- 2. Mr. Marshall stated he was being supervised.**

- 3. Mr. Budd's report verified that he has not supervised Mr. Marshall and will not be able to due to a conflict of interest.**
- 4. Mr. Marshall was non-engaging and non-responsive today with an attitude of dismissal.**
- 5. The Board's comments appeared to have no affect on Mr. Marshall's attitude.**
- 6. The Board/Division needs to discuss options on how to keep the public safe.**

Ms. Taxin stated that she will contact Judi Jensen, AG, regarding doing an Order to Show Cause or if his current Stipulation and Order should be amended to increase the length of his probation, possibly move his license down to a CSW and again require his supervisor to be an LCSW based on his non-compliance.

She stated that she will report back to the Board at the September 13, 2007 Board meeting.

10:30 A.M.

Jennie Gwilliam, Probationary Interview

Ms. Gwilliam met for her probationary interview.

Mr. Attallah introduced the new Board member, Andrew Johnston.

Mr. Attallah conducted the interview.

Mr. Attallah commented that at Ms. Gwilliams' last appointment the Board recommended Ms. Gwilliam meet again in December 2007. He stated that the Board understood that Ms. Gwilliam requested she meet with the Board today.

Mr. Attallah informed Ms. Gwilliam that her report was received June 22, 2007 and is a favorable report. He asked her to bring the Board up to date on her work.

Ms. Gwilliam responded that she is continuing to work with Triumph.

Mr. Attallah stated that it appears Ms. Gwilliam's employer reports are received after her meetings

with the Board.

Ms. Gwilliam responded that it is due to the Board changing the reports from being due monthly to quarterly. She asked if the Board would like one submitted in August and again before her next appointment.

Mr. Attallah responded that one should be sent in August and another before she meets for her next appointment.

Ms. McAfee asked Ms. Gwilliam if Triumph will be moving or staying at the current location.

Ms. Gwilliam responded that Triumph is moving at the end of August and she will be going with the agency.

Mr. Attallah stated that Ms. Gwilliam has completed all the requirements of her Stipulation and Order except the probationary time. He stated that she has requested the Board to consider early termination of her probation. Mr. Attallah asked if Ms. Gwilliam is still requesting termination of probation and to explain to the Board the things she has done that have been beneficial to her.

Ms. Gwilliam responded that she would still like to have her probation terminated early but understands the reasoning of completing the time. She stated that she has learned a lot from her probation and supervisors. Ms. Gwilliam stated that she has enjoyed her Ph.D. program and is now ready to move on with her life.

Mr. Attallah asked if Board members had any questions to ask Ms Gwilliam.

No one responded.

Ms. Taxin explained that she and Ms. Gwilliam discussed early termination and decided that she should complete the probation time to January 2008. Ms. Taxin asked Ms. Gwilliam to have reports from Bruce Humphries and Lynne

Brunson submitted in December and for each to write a separate letter saying they support termination of her probation. Ms. Taxin requested Ms. Gwilliam to also write a letter requesting termination of probation and to include the positives and negatives from this experience. Ms. Taxin asked her to include how she believes she is safe to practice. She stated that the Board will meet in January and review the reports and letters regarding termination of the probation. Ms. Taxin stated that maybe the discussions during her appointments have helped her understand her situation. She stated that the Board has talked about her using a few modalities and not spreading out so much in her types of therapy that she would be ineffective.

Mr. Attallah noted that Ms. Gwilliam has a passion to learn and might be a master of a few areas and a jack of a lot of areas. He suggested the letters address the areas the supervisors have been reviewing with Ms. Gwilliam.

Ms. Gwilliam responded that she will have her employer and supervisor submit their reports and letters in December. She stated that there are a lot of new things out in the field of mental health therapy. She stated that she appreciates what the Board has said about concentrating her focus on a few modalities and not spreading her therapy techniques too thin.

When the 2008 schedule is determined an appointment will be made for Ms. Gwilliam to meet again in January 2008.

APPLICATIONS:

Rosario Perez, Review application for Social Service Worker Licensing

Ms. Taxin explained to the Board that Ms. Perez is in a vocational rehabilitation program. She stated that Ms. Perez licensing was tracked through her supervisors calling to check if the license had been issued. Ms. Taxin stated that Ms. Perez thought vocational rehabilitation paid for her examination but they had paid her application fee. Ms. Taxin explained that Ms. Perez education is from Peru. She asked the Board to review the education to be sure it is

equivalent. Ms. Taxin stated that Ms. Perez has not yet taken the ASWB Bachelor exam. Ms. Taxin pointed out that Ms. Perez' experience has been at the House of Hope under the supervision of Ronald Jensen. She read Mr. Jensen's description of Ms. Perez duties and that the hours were completed between February 2004 and April 2006 for over 4600 hours. Ms. Taxin stated that Mr. Jensen has noted that Ms. Perez is qualified for the SSW license. Ms. Taxin informed the Board that Darrel Nobel also supervised Ms. Perez at House of Hope from April 29, 2006 to May 2007 for a total of 1040 hours and has stated that Ms. Perez is qualified for the SSW license. Ms. Taxin stated that Ms. Perez has completed more supervised hours than required. She stated that when the Board re-writes the Rules she believes there should be a limit on the length of time to complete the 2000 hours of supervised experience. Ms. Taxin stated that World Education Services reviewed Ms. Perez foreign education and documented that it is equivalent to a bachelor degree in Psychology. Ms. Taxin read the evaluation to the Board.

Mr. Attallah stated that he believes the education qualifies as equivalent.

Ms. Taxin read the letter Ms. Hoffman sent to Ms. Perez regarding the supervision forms being completed correctly and resubmitted. Ms. Taxin stated that the forms were resubmitted. She stated that Ms. Perez submitted her application on June 12, 2007 to the IAT department to transfer the application with the fee. Ms. Taxin stated that Ms. Perez recently submitted the original application on the current forms. Ms. Taxin informed the Board that Ms. Perez will not be taking the ASWB Bachelor examination until October 2007.

Ms. Smith asked if Ms. Perez could meet with the Board.

Ms. Taxin responded that the Board should be able to review the application without Ms. Perez meeting.

Mr. de St. Aubin asked if the application could be denied with the recommendation to waive the

application fee when Ms. Perez reapplies.

Ms. Taxin responded that the Board could make that recommendation and she would consider it.

Mr. Frandsen asked if Ms. Taxin could hold the application in pending until October to see if Ms. Perez passes the examination and if she fails the examination deny the application.

Ms. Taxin responded that the Board could make that recommendation and she would consider it.

The Board agreed that the education evaluation should be accepted as equivalent to a bachelor degree in Psychology.

Mr. de St. Aubin recommended the application be denied at this time based on Ms. Perez not having taken and passed the required ASWB Bachelor examination and the application fee be waived when Ms. Perez reapplies for the SSW license.

Board members agreed with the recommendation.

Ms. Taxin thanked the Board for the review and recommendation.

DISCUSSION ITEMS:

Board Chairperson

Mr. de St. Aubin nominated Mr. Attallah to be Board chairperson. Mr. Frandsen seconded the motion.

The Board vote was unanimous.

FYI

Ms. Taxin informed the Board of the reappointment of Tammer M. Attallah.

Board members thanked Ms. Taxin for the information.

Re-licensing Information and Review
regarding K. Ed. Huntsman

Ms. Taxin explained that the Board would need to discuss re-licensing Mr. Huntsman. She stated that the meeting may need to be closed to have an open discussion and confidentially review the paperwork. Ms. Taxin stated that she has prepared a sample

Stipulation and Order for the Board to review.

12:30 P.M.

Mr. Frandsen made a motion to close the meeting for discussing the character, professional competence, or physical or mental health of Mr. Huntsman.

Ms. Smith seconded the motion

The Board vote was unanimous.

2:26 P.M.

Mr. de St. Aubin made a motion to reopen the meeting.

Ms. McAfee seconded the motion.

The Board vote was unanimous.

Mr. Attallah summarized the discussion stating the Board discussed consideration to re-license Mr. Huntsman. He stated that the Board reviewed Mr. Huntsman Psychological Evaluation, considered pros and cons of licensure, considered waiting until Mr. Huntsman has completed the DUI probation and talked about the issue if Mr. Huntsman is a threat to the public.

Mr. Frandsen made a motion to re-license Mr. Huntsman with the conditions of probation that were discussed during the closed meeting.

Mr. Johnston seconded the motion.

During discussion, Ms. Taxin reviewed the amendments to the proposed Stipulation and Order which included Mr. Huntsman would be required to meet in person with his supervisor, he would be required to video or audio tape sessions unless in a crisis situation and the supervisor shall document how he or she supervised Mr. Huntsman. Ms. Taxin continued that Mr. Huntsman will be required to work as a mental health therapist a minimum of 16 hours a week and no more than 45 hours, provide a therapist

evaluation for the Board to review, continue drug testing through the Court system and then through the Division when he completes the Court required testing; among other clauses.

Mr. de St. Aubin asked if therapy should be included and if Will Dredge should be approved as Mr. Huntsman's therapist.

Ms. Taxin responded that the requirement of therapy is already in the proposed Stipulation and Order and including a specific name is not appropriate. She stated that if the Courts terminate the therapy then the Board would have to approve Mr. Dredge as Mr. Huntsman's therapist. She stated she would have to make that requirement very clear in the Stipulation and Order.

Mr. Attallah called for a Board vote to re-license Mr. Huntsman with an Order.

Mr. Attallah, Mr. de St. Aubin, Mr. Frandsen, Ms. Stowe-St. Clair, Ms. McAfee and Mr. Johnston voted in favor of the motion. Ms. Smith voted against the motion. The motion carried with a majority vote.

Ms. Taxin stated that she will get the proposed Stipulation and Order amended according to the Board's recommendations. She explained that Mr. Huntsman will have to review the document and sign that he agrees to follow the probationary requirements. She stated that the recommendations are reasonable and she would not be very flexible in adjusting the requirements.

The Board recommended there be no flexing in adjusting the requirements.

Ms. Taxin asked if he does not agree to the requirements would the Board recommend he wait a year until he has completed the Court ordered requirements and then reapply.

The Board stated that would be their recommendation.

Mr. Attallah recommended he be invited to meet with the Board if he has any disagreement with the requirements.

Supervision Definitions

Ms. Taxin reminded Mr. Stanley that he talked with the Board at the July 2007 meeting regarding the definitions of supervision. She asked if he would like to address the Board again today regarding the issue.

Mr. Stanley responded that if the Board has reviewed the information he will need a recommendation.

Ms. Taxin stated that the Board is challenged by the requirements in the Law. She stated that the Association has to open the Law to make changes there. Ms. Taxin read the supervision requirements in the Law to the Board and Mr. Stanley. She stated that the Mental Health Practice Act Rules define General supervision under R156-60-101(4) and read that portion of the Rules to the Board and Mr. Stanley. Ms. Taxin explained that the Mental Health Therapy Practice Act Rules applies to all the mental health Boards and some specific Rules have their own specific definitions. She stated that when supervision is mentioned there should be a clarifier regarding General supervision and a reference back to the Mental Health Therapy Practice Act Rules.

Mr. de St. Aubin referred the Board and Mr. Stanley to the Mental Health Therapy Practice Act regarding direct face to face supervision in 58-60-202(4).

Mr. Stanley requested the Board to review their Rules and tighten the supervision requirements. He asked the Board to give a recommendation regarding the proposed Global Definition of Levels of Supervision.

Mr. Frandsen made a motion to accept number 3, maintain your own definitions without adopting any part of the general definitions with possible review and editing in the future.

Mr. de St. Aubin requested the motion be amended to include accept number 3 with an emphasis on

the need for better delineation on supervision in the Social Work section of the Mental Health Therapy Practice Act and the Social Work Practice Act Rules.

Mr. Frandsen amended his motion.

Ms. McAfee seconded the motion.

The Board vote was unanimous.

Request to Supervise

Mr. de St. Aubin requested the Board for approval to supervise an additional CSW who sees 2 clients a month through Hospice. He explained that this would bring his supervision up to 3 CSW's and one CSW Intern. Mr. de St. Aubin stated that his work-load during the summer is about 8 hours of mental health therapy a week. He stated that in September he will limit his supervision to only 3 CSW's as he will have his full student load.

Ms. Taxin asked if this request is for only 1 month.

Mr. de St. Aubin responded that Ms. Taxin is correct.

Ms. Smith made a motion to approve Mr. de St. Aubin's request to supervise 3 CSW's and 1 CSW Intern through August and scale down to 3 CSW's in September when he has the full student load.

Mr. Frandsen seconded the motion.

The Board vote was unanimous.

CORRESPONDENCE:

Wanda Spade, LCSW, Supervision Proposal for an employee in the Employee Assistance Program

Noel read the information from Wanda Spade regarding a proposal to supervise an employee in the Employee Assistance Program. Ms. Taxin stated that the Ms. Spade's proposal was never received.

The Board noted the information and no action was taken.

ASWB Association News, June 2007

The Board reviewed the June 2007 ASWB Association News. **No action was taken.**

ASWB Notification of November 9-11, 2007
Annual Meeting

The Board reviewed the ASWB notification of the November 9-11, 2007 Annual Meeting.

Ms. Taxin informed the Board that this meeting is not an education meeting. She stated that they discuss ASWB Association issues.

Mr. de St. Aubin clarified that the meeting is informative but education programs and issues are not discussed.

Ms. Taxin explained that the meetings are informational and Del Atkinson, their legal counsel, reviews legal issues. She stated that the meeting commences on Friday at 4:00 pm and concludes on Sunday at 11:00 am. Ms. Taxin stated that if a Board member is interested in attending, ASWB fully funds the meeting.

Board members voiced interest but declined attendance due to time constraints.

NEXT MEETING SCHEDULED FOR:

September 13, 2007

ADJOURN:

The time is 2:33 pm and the meeting is adjourned.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

October 4, 2007
Date Approved

(ss) Tammer Attallah
Chairperson, Utah Social Work Licensing Board

August 24, 2007
Date Approved

(ss) Noel Taxin
Bureau Manager, Division of Occupational &
Professional Licensing